

HILLTOWN TOWNSHIP BOARD OF SUPERVISORS
REGULARLY SCHEDULED MEETING
Monday, August 8, 2011
7:00PM

The regularly scheduled meeting of the Hilltown Township Board of Supervisors was called to order by Chairman John B. McIlhinney at 7:00PM and opened with the Pledge of Allegiance.

Also present: Barbara A. Salvadore, Vice-Chairperson
James C. Groff, Supervisor
Francis X. Grabowski, Township Solicitor
C. Robert Wynn, Township Engineer
Christopher E. Engelhart, Chief of Police
David W. Taylor, Code Enforcement Officer
Lorraine E. Leslie, Township Treasurer/Finance Officer

- A. ANNOUNCEMENTS: None.
- B. PUBLIC COMMENT ON AGENDA ITEMS ONLY: None.
- C. CONSENT CALENDAR:
- Minutes of the July 25, 2011 Supervisor's Meeting.
 - Bills List dated August 9, 2011.
 - Financial Statement dated July 31, 2011.

Motion was made by Supervisor Groff and seconded by Chairman McIlhinney to approve and accept the Consent Calendar as noted above. Supervisor Salvadore abstained from the vote since she was not present at the last meeting. Motion carried. There was no public comment.

D. CONFIRMED APPOINTMENTS:

1. Mr. Clayton Boney and Ms. Linda Ferrara of 3269 Berry Brow Drive – Request approval to construct a fence in the 20 ft. wide stormwater easement – Ms. Ferrara and Mr. Boney recently submitted an application to install a 54 inch high black aluminum fence around their property, and were told by Mr. Taylor that there is a stormwater easement running through the property on which no structures are permitted. They are willing to grant a waiver stating that if Township access to the stormwater facility is ever required, they would be responsible for the fence removal and reinstallation, and would hold the Township harmless from any liability with respect to the fence or their yard. Three gates are proposed – one in the rear of the property within the easement area and two on either side of the dwelling. Chairman McIlhinney suggested that two gates be provided at the rear of the property at each end of the easement to facilitate unobstructed access. Ms. Ferrara stated that the fence contractor advised that pieces of the fence at either end of the easement could be constructed so that they can be lifted out to provide access, which the Board was amenable to. Discussion occurred.

Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to grant approval for a fence to be constructed at 3269 Berry Brow Drive (TMP #15-056-005) in the stormwater easement with the condition that removable sleeve-type fencing be used at either end of the easement area to the rear of the property so that the Township has easy access to the stormwater easement should it be necessary; and to require that it be the financial and physical responsibility of the property owner to repair any damages that may occur during access to the easement. There was no public comment.

2. Mr. Mark Coddington of 3264 Berry Brow Drive – Request approval to construct fence in 20 ft. wide stormwater easement - Mr. Coddington, who is a neighbor to Mr. Boney and Ms. Ferrara, was also in attendance to request approval to construct a fence in the 20 ft. wide stormwater easement. However the location of the stormwater easement on Mr. Coddington's property is within the side yard rather than in the rear. Mr. Coddington is willing to adhere to the same conditions that were applied to Mr. Boney and Ms. Ferrara. He noted that he is proposing the same type of fencing, which is an open picket-style fence that would not impede the flow of water. Discussion occurred.

Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to grant approval for a fence to be constructed at 3264 Berry Brow Drive (TMP #15-056-028) in the stormwater easement area to the side of his dwelling along the property line with Lot #96 in the center of the 20 ft. wide stormwater easement, with the condition that removable sleeve-type fencing be installed in the easement area so that the Township has easy access to the stormwater easement should it be necessary; and to require that it be the financial and physical responsibility of the property owner to repair any damages that may occur during access to the easement. There was no public comment.

3. Mr. Rick Lambrecht, Chairman – Parks, Recreation, and Open Space Citizens Advisory Committee Discussion – Mr. Lambrecht read into the record his email correspondence to the Board of Supervisors dated July 18, 2011; a copy of which is on file at the Township office. The PROS committee was disheartened at Mr. Wert's abrupt resignation and its impact on the committee's progress in developing a self-sustaining and diverse recreation program under his leadership and guidance. They are also very disappointed over the lack of direction regarding the 2011 Park and Recreation Capital Improvement Budget. Although the \$353,000.00 budget was approved for 2011, none of the allocated improvements have been discussed and/or approved. Mr. Lambrecht noted that the most pressing issue at this time is whether there are resources available and the authority to proceed with planning for this year's Fall Festival, which is tentatively scheduled for October 1, 2011 at the Civic Park. However, due to the short notice and lack of available time for planning, it appears the Fall Festival may have to be cancelled this year. Discussion took place.

The Board authorized the advertisement of a special PROS Committee meeting next week to see if the Fall Festival can be salvaged for this year. The Board also directed Mr. Lambrecht to

meet with Mrs. Leslie, Finance Director, who can provide the dollar amount that was spent on last year's Fall Festival to determine what could be spent for this year's event.

E. LEGAL – Mr. Francis X. Grabowski, Township Solicitor –

1. Carson Helicopter Land Development Agreement – Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to approve and accept the Subdivision/Land Development Agreement, Financial Security Agreement, Sanitary Sewer Maintenance Agreement, and Stormwater Maintenance Monitoring Agreement for the Carson Helicopter Land Development. There was no public comment.

2. Budenz Stormwater Management Agreement – Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to approve the Budenz Stormwater Management Agreement. There was no public comment.

F. ENGINEERING – Mr. C. Robert Wynn, Township Engineer –

1. Mill Road Bridge Project – A meeting was held on June 15, 2011 at the Mill Road Bridge with various PennDot officials, Gannett Fleming, Inc. and representatives of McCormick Taylor, Inc. to review the location of the bridge, and more specifically, the temporary/permanent easements required to construct a replacement bridge. Hilltown is responsible to obtain the required easements for the bridge reconstruction; however the cost incurred by the Township is included in the grant with 95% paid through PennDot. The estimated value of the easement based upon the waiver evaluation performed by PennDot is \$2,327.50 for the Blaxall/Williamson easements and \$2,512.50 for the PECO easement.

Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to authorize Mr. Wynn and Solicitor Grabowski to contact the two property owners to begin negotiations to acquire the necessary easement areas for the Mill Road Bridge project. There was no public comment.

2. Groff Subdivision – Status of Improvements – Mr. Wynn's correspondence dated July 11, 2011 requesting a schedule to complete improvements was discussed. This subdivision is located on Orchard Road adjacent to the Quiet Acres Mobile Home Park. Required improvements include cartway widening, curb, and sidewalk along the frontage of one lot, and are currently being installed by the applicant. Mr. Wynn advised that the applicant has asked for relief from the sidewalk requirement by providing a fee-lieu-of sidewalk installation.

Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to grant the waiver of sidewalks and accept the fee in-lieu-of sidewalk installation for the Groff Subdivision, as noted above. There was no public comment.

G. NEW BUSINESS:

1. 2012 Community Development Block Grant Funding Cycle -- Authorization to advertise Public Hearing – Mr. Wynn recommended that the Township apply for funding if it becomes available for an overlay of Conestoga Way and two other cul-de-sacs. Discussion took place.

Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to authorize Mr. Wynn to advertise for a Public Hearing to be held at 7:30PM at the September 12, 2011 Board of Supervisors meeting to consider proposals for the 2012 Community Development Block Grant Funding Cycle. There was no public comment.

2. H & K Quarry Request for Authorization to Extend Hours of Operation at the Blooming Glen Quarry and Asphalt Batch Plant – Motion was made by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously to grant an extension of hours of operation at the Blooming Glen Quarry and Asphalt Plant for the month of August 2011. There was no public comment.

H. ZONING HEARING BOARD ADVISORIES:

1. Joseph and Nancy Yates, 1301 Rt. 113 – Applicant requests variance to allow residential accessory structure (33 ft. by 24 ft. three-bay garage) in required front yard (corner property at Rt. 113 and Blooming Glen Road).

2. Mr. Michael Patton, 630 Hillcrest Road – Applicant requests variance to allow a 24 ft. by 24 ft. (576 square feet) residential accessory building placed 6 ½ ft. from a rear property line, which will result in a net increase of 56 sq. ft. of impervious surface.

I. SUPERVISOR'S COMMENTS:


1. Chairman McIlhinney announced that the Board would enter into Executive Session following this meeting to discuss legal and personnel matters.

J. PUBLIC COMMENT: None.

K. PRESS CONFERENCE: There were no questions from those reporters present.

L. ADJOURNMENT: Upon motion by Supervisor Salvadore, seconded by Supervisor Groff, and carried unanimously, the August 8, 2011 Hilltown Township Board of Supervisors meeting was adjourned at 7:42PM.

Respectfully submitted,



Lynda Seimes
Township Secretary

(*Note: These minutes were transcribed from notes and recordings taken by Mrs. Lorraine Leslie, Township Treasurer/Finance Director, and should not be considered official until approved by the Board of Supervisors at a public meeting).